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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**Patent Examining Operations**

Applicant: Chrai et al.

Prior Application:

Attorney Docket No: 176650-96

Art Unit: 1616

Filed: Herewith

Examiner: K. E. Shelbourne

Title: Pharmaceutical Product  
and Method of Making

Serial No.: 09/095,616  
Filed: June 10, 1998

Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

**Application Filing Under 37 CFR 1.53(b)**

Dear Sir:

This is a request for filing a (X) CONTINUATION, ( ) DIVISIONAL or ( )  
CONTINUATION-IN-PART application under ( X ) 37 C.F.R. §1.53(b), of pending prior  
application Serial No. 09/095,616 filed on June 10, 1998 of Chrai et al. (Inventor) for:  
Pharmaceutical Product and Method of Making..

1. ( X ) Enclosed is a true copy of the prior application, (53) pages of specification,  
(4) pages of claims and abstract (1) page.
2. ( ) A verified statement, copy enclosed, to establish small entity status under  
37 C.F.R. §1.9 and §1.27 was submitted in prior application Serial No.  
095,616, filed June 10, 1998.

3. (X) The filing fee is calculated as follows (applicants are a large entity):

	Number of			
	Claims filed	Extra Claims	Rate	Fee
Basic Fee			\$710	\$710
Total Claims	30 - 20 =	10	x 18 =	180
Indep. Claims	5 - 3 =	2	X80 =	160
Multiple Dependent claim(s)	0		\$260	<u>0</u>
Total				\$1050

4. (X) The Commissioner is hereby authorized to charge payment of any additional fees associated with this application or credit any overpayment to Deposit Account No. 03-0678. A duplicate copy of this sheet is enclosed.

(X) Any additional filing fees under 37 C.F.R. §1.16 for presentation of extra claims.

5. (X) Cancel claims 11-16 and 20 prior to calculating the fee due in this application.

6. (X) Amend the specification by inserting before the first line the sentence:

--This application is a continuation of application serial No. 09/095,616 filed June 10, 1998.--

7. ( ) Transfer the drawings from the prior application.

8. ( ) Enter the amendment filed under 37 CFR 1.116 not entered in the prior applicatio

9. (X) a) Twelve (12) sheets of informal drawing are enclosed.  
b) A Letter to the Official Draftsperson and twelve (12) sheets of formal drawing are enclosed.

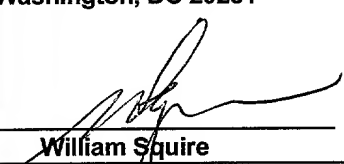
10. ( ) Abandon the prior application upon granting a serial number and filing date

to this application. A duplicate copy of this sheet is enclosed for filing in the prior application fee.

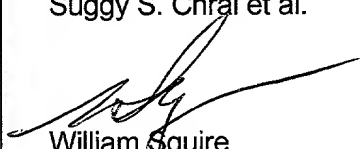
11. ( ) Priority of application \_\_\_\_\_ filed on \_\_\_\_\_ is claimed under 35 U.S.C. §119.
- ( ) The certified copy of the priority application has been filed in the prior application Serial No. \_\_\_\_\_, filed \_\_\_\_\_.
12. (X) The prior application is assigned of record to Delsys Pharmaceutical Corporation and to Sarnoff Corporation.
13. (X) a) A Preliminary Amendment is enclosed.  
b) A copy of Notice of References Cited and Information Disclosure Statements filed in the parent application are enclosed. It is respectfully requested that the cited references be made of record in the present application.
14. ( ) A copy of a Request for Extension of Time to maintain continuity with the time for filing a Notice of Appeal.
15. (X) The power of attorney in the prior application is:
- (X ) The Power appears in the original papers of the prior application.
- ( ) Since the Power does not appear in the original papers, a copy of the Power in the prior application, is enclosed. An Associate Power of Attorney to \_\_\_\_\_, (Reg. No. \_\_\_\_\_) is also enclosed.
- (x) Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)
- William Squire  
Carella, Byrne, Bain, Gilfillan, Cecchi, Stewart & Olstein  
6 Becker Farm Road  
Roseland, New Jersey 07068
16. (X) Also enclosed:

A copy of the executed Declaration and Power of Attorney

17. (X) I hereby verify that the attached papers are a true copy of prior application  
Serial No. 09/095,616 as originally filed on June 10, 1998.

<b>EXPRESS MAIL CERTIFICATE</b>	
Express Mail Label No. EL680645919US	
Deposit Date: January 31, 2001	
I hereby certify that this paper and the attachments hereto are being deposited today with the U.S. Postal Service "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above addressed to:	
Box Patent Application Commissioner for Patents Washington, DC 20231	
 William Squire	Jan. 31, 2001 Date

Respectfully submitted,  
Suggy S. Chrai et al.

  
William Squire  
Attorney for Applicants  
Reg. No. 25,378

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